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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91201083
Party	Plaintiff Minnesota Twins, LLC
Correspondence Address	ARYN M EMERT COWAN LIEBOWITZ AND LATMAN PC 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036 UNITED STATES ame@cll.com, jmn@cll.com, trademark@cll.com
Submission	Motion to Suspend for Settlement Discussions
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Signature	/Aryn M. Emert/
Date	08/21/2013
Attachments	MOCS - TWINS SPECIAL - August 21.pdf(12888 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Application Serial No. 85/116,041
Filed: August 25, 2010
For Mark: TWINS (and Design)
Published in the Official Gazette: February 15, 2011

MINNESOTA TWINS, LLC,	-----X	
Opposer,	:	Opposition No. 91201083
v.	:	
TWINS SPECIAL LLC,	:	
Applicant.	:	
	-----X	

**MOTION ON CONSENT TO SUSPEND PROCEEDINGS
AND TO EXTEND DISCOVERY PERIOD IF OPPOSITION IS RESUMED**

Opposer, by and through counsel, hereby moves for an order to suspend the proceedings in this matter for a period of sixty (60) days, until **October 20, 2013**. Applicant's counsel consented to this motion, which is requested to allow the parties to continue to engage in settlement discussions.

Progress has been made toward settlement of this complicated dispute that affects this Opposition as well as another pending U.S. opposition, and the use and registration of marks worldwide. Since the institution of the proceedings the parties have had verbal and written settlement negotiations, and Opposer's counsel has prepared multiple revisions to a draft settlement agreement.

Specifically, since the parties last sought suspension of the proceeding, on June 20, 2013, Opposer's outside counsel and in-house counsel have discussed this matter and various drafts of

the agreement a number of times, including on July 3, 2013, July 15, 2013, July 16, 2013, July 17, 2013, July 19, 2013, August 7, 2013, August 12, 2013, and August 15, 2013. Additionally on July 22, 2013 and August 19, 2013, Applicant's counsel and Opposer's counsel conferred regarding the status of the matter.

During this time, Opposer's in-house counsel engaged in internal discussions to address the objectives of its client and the scope of the agreement, as well as recent changes that occurred regarding several of Applicant's applications at issue. As a result, Opposer's in-house counsel revised the draft agreement several times and sent it to Opposer's outside counsel with additional comments, and to be revised accordingly. Opposer's in-house counsel and outside counsel discussed the comments in detail, and Opposer's outside counsel revised the agreement accordingly, and relayed the agreement to Opposer's in-house counsel for further consideration.

The additional time is required for Opposer to continue to its review of the most updated revised draft agreement, and for the parties to continue to work towards settlement of this matter. The parties note that they are jointly committed to reaching an amicable resolution.

In the event that the Board denies this motion, Opposer consents to an extension of time for Applicant to file an answer or otherwise respond to the Notice of Opposition until thirty (30) days after such denial.

If the Board grants this motion, the Board should also reset Applicant's time to answer or otherwise respond to the Notice of Opposition until thirty (30) days after the suspension ends. Additionally, the parties request that six months of discovery be allowed and that the discovery cutoff be reset to six (6) months after the proceedings resume so that the parties will have the full period of discovery in the event that the matter is not able to be resolved. The trial periods and

other periods should be reset accordingly.

Dated: New York, New York
August 21, 2013

COWAN LIEBOWITZ & LATMAN, P.C.
Attorneys for Opposer

By: /Aryn M. Emert/

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on August 21, 2013, I caused a true and correct copy of the foregoing Motion to Suspend to be sent via First Class Mail, postage prepaid, to Applicant's Attorney and Correspondent of Record, David M. Kohn, Lewis Kohn & Fitzwilliam LLP, 10935 Vista Sorrento Parkway, Suite 370, San Diego, California 92130.

/Aryn M. Emert /
Aryn M. Emert